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3
4 and said controller occupies a small volume in said battery pack
in comparison to said battery.

REMARKS

Claims 49-60 were pending prior to entry of applicants amendment. All of claims 49-60 were rejected by the examiner on the grounds of non-statutory double patenting over applicant's commonly owned United States Patent No. 4,885,523. The enclosed amendment adds claims 61-196 to the application, leaving claims 49-196 now pending.

Non-Statutory Double Patenting Rejection

The only ground for rejection of claims 49-60 is non-statutory double patenting. Applicants enclosed terminal disclaimer is believed to overcome this rejection. Entry of applicants terminal disclaimer is required and allowance of claims 49-60.

Additional Claims

Applicant submits additional claims 61-196. These claims further refine the scope of the subject matter to which applicant believes he is entitled. The required fee of \$4,170.00 is enclosed for 120 independent and 16 dependent claims.

Deposit Account Charge Authorization

Please charge any additional fees and credit any overpayment incurred in connection with this Amendment and Response to First Office Action to Deposit Account No. 13-0017.

Entry of applicant's amendments and terminal disclaimer and allowance of all claims is respectfully requested. Please direct any questions or communications regarding this response to:

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January 24, 1997
Date

Respectfully submitted,



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